

# HOUSE JOURNAL

## OF THE

# IDAHO LEGISLATURE

FIRST REGULAR SESSION  
SIXTIETH LEGISLATURE

ONE HUNDRED THIRTEENTH LEGISLATIVE DAY  
MONDAY, MAY 4, 2009

House of Representatives

The House convened at 1:30 p.m., the Speaker in the Chair.

Roll call showed 61 members present.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9.  
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Taleesha Willie, Page.

### Approval of Journal

May 4, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the One Hundred and Tenth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

### Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR  
Boise

May 1, 2009

The Honorable Lawrence Denney  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bills, to wit:

[H 287](#), [H 299](#), [H 301](#), [H 302](#), [H 311](#), [H 323](#), [H 324](#), [H 325](#), [H 326](#), and [H 327](#)

As Always - Idaho, "Esto Perpetua"  
/s/ C.L. "Butch" Otter  
Governor

April 30, 2009

Mr. Speaker:

I transmit herewith [S 1234](#), [S 1237](#), [S 1238](#), [S 1240](#), [S 1241](#), [S 1242](#), [S 1243](#), and [S 1244](#) which have passed the Senate.

WOOD, Secretary

[S 1234](#), [S 1237](#), [S 1238](#), [S 1240](#), [S 1241](#), [S 1242](#), [S 1243](#), and [S 1244](#) were filed for first reading.

May 4, 2009

Mr. Speaker:

I return herewith [H 371](#), [H 335](#), [H 330](#), [H 332](#), [H 331](#), [H 333](#), [H 342](#), [H 343](#), [H 344](#), [H 345](#), [H 346](#), [H 347](#), [H 348](#), [H 349](#), [H 350](#), [H 351](#), [H 352](#), and [H 353](#) which have passed the Senate.

WOOD, Secretary

[H 371](#), [H 335](#), [H 330](#), [H 332](#), [H 331](#), [H 333](#), [H 342](#), [H 343](#), [H 344](#), [H 345](#), [H 346](#), [H 347](#), [H 348](#), [H 349](#), [H 350](#), [H 351](#), [H 352](#), and [H 353](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

### Report of Standing Committees

May 4, 2009

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [H 371](#), [H 335](#), [H 330](#), [H 332](#), [H 331](#), [H 333](#), [H 342](#), [H 343](#), [H 344](#), [H 345](#), [H 346](#), [H 347](#), [H 348](#), [H 349](#), [H 350](#), [H 351](#), [H 352](#), and [H 353](#).

CLARK, Chairman

The Speaker announced he was about to sign enrolled [H 371](#), [H 335](#), [H 330](#), [H 332](#), [H 331](#), [H 333](#), [H 342](#), [H 343](#), [H 344](#), [H 345](#), [H 346](#), [H 347](#), [H 348](#), [H 349](#), [H 350](#), [H 351](#), [H 352](#), and [H 353](#) and, when so signed, ordered them transmitted to the Senate for the signature of the President.

There being no objection, the House advanced to the Eighth Order of Business.

### Introduction, First Reading, and Reference of Bills and Joint Resolutions

[S 1234](#), [S 1237](#), [S 1238](#), [S 1240](#), [S 1241](#), [S 1242](#), [S 1243](#), and [S 1244](#), by Finance Committee, were introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Eleventh Order of Business.

### Third Reading of Bills and Joint Resolutions

[S 1152](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thayn to open debate.

The question being, "Shall [S 1152](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – None.

Absent and excused – Anderson, Boe, Boyle, Crane, Durst, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 10.  
Total – 70.

Whereupon the Speaker declared that [S 1152](#) passed the House. Title was approved and the bill ordered returned to the Senate.

There being no objection, the House returned to the Seventh Order of Business.

### Motions, Memorials, and Resolutions

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1234](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1234](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Durst. Total – 1.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9.  
Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1234](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall [S 1234](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Barrett, Clark, Durst, Schaefer, Thayn. Total – 5.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, Harwood, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 10.

Total – 70.

Whereupon the Speaker declared that [S 1234](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1237](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1237](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Durst. Total – 1.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9.  
Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1237](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bayer to open debate.

The question being, "Shall [S 1237](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thompson, Wills, Wood(27), Mr. Speaker. Total – 54.

NAYS – Barrett, Durst, Palmer, Schaefer, Thayn, Wood(35). Total – 6.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, Harwood, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 10.

Total – 70.

Whereupon the Speaker declared that [S 1237](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1238](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1238](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Durst. Total – 1.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1238](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Jaquet to open debate.

The question being, "Shall [S 1238](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 59.

NAYS – Durst, Schaefer. Total – 2.

Absent and excused – Anderson, Boe, Boyle, Hart, Harwood, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9.

Total – 70.

Whereupon the Speaker declared that [S 1238](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1240](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1240](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Durst. Total – 1.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1240](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Henderson to open debate.

The question being, "Shall [S 1240](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 57.

NAYS – Clark, Durst, Schaefer. Total – 3.

Absent and excused – Anderson, Boe, Boyle, Hart, Harwood, Lake, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 10.

Total – 70.

Whereupon the Speaker declared that [S 1240](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1241](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1241](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Durst. Total – 1.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1241](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Henderson to open debate.

The question being, "Shall [S 1241](#) pass?"

Roll call resulted as follows:

AYES – Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Luker, Moyle, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Shirley, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Wills, Wood(27), Mr. Speaker. Total – 48.

NAYS – Andrus, Barrett, Clark, Durst, Loertscher, Marriott, Mathews, Nielsen, Schaefer, Simpson, Thompson, Wood(35). Total – 12.

Absent and excused – Anderson, Boe, Boyle, Hart, Harwood, Lake, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 10. Total – 70.

Whereupon the Speaker declared that [S 1241](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1242](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1242](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Durst. Total – 1.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9. Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1242](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Ringo to open debate.

The question being, "Shall [S 1242](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Shirley, Simpson, Smith(30), Smith(24),

Stevenson, Takasugi, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Barrett, Clark, Durst, Harwood, Loertscher, Schaefer, Thayn. Total – 7.

Absent and excused – Anderson, Boe, Boyle, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 8. Total – 70.

Whereupon the Speaker declared that [S 1242](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1243](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1243](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Durst. Total – 1.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9. Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1243](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Ringo to open debate.

The question being, "Shall [S 1243](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 58.

NAYS – Barrett, Durst, Harwood, Schaefer. Total – 4.

Absent and excused – Anderson, Boe, Boyle, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 8. Total – 70.

Whereupon the Speaker declared that [S 1243](#) passed the House. Title was approved and the bill ordered returned to the Senate.



Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1244](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1244](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Durst. Total – 1.

Absent and excused – Anderson, Boe, Boyle, Crane, Hart, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1244](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall [S 1244](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 58.

NAYS – Barrett, Durst, Schaefer. Total – 3.

Absent and excused – Anderson, Boe, Boyle, Hart, Labrador, McGeachin, Shepherd(02), Shepherd(08), Trail. Total – 9.

Total – 70.

Whereupon the Speaker declared that [S 1244](#) passed the House. Title was approved and the bill ordered returned to the Senate.

There being no objection, the House advanced to the Sixteenth Order of Business.

### Adjournment

Mr. Moyle moved that the House adjourn until 1:30 p.m., Tuesday, May 5, 2009. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:04 p.m.

LAWERENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk